

U.S. DISTRICT COURT, SOUTHERN DISTRICT OF NY

08 CV 4781  
(Judge Daniels)

Office No.  
Index No.

CARAVAN, LTD.

-against-

DANA KAY, INC., J.C. PENNEY CO., INC., MACY'S AND CATHERINE STORES  
CORP.

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK )  
COUNTY OF NEW YORK )

**Personal Service  
Business / Agency**

**Byran McElderry**, being duly sworn, deposes and says:

I am over the age of 18 years, am not party to this action, and reside in the State of New York.

That on **5/28/2008**, at **3:42pm**, at **1400 Broadway New York, NY 10018**

I served the **Summons and Complaint**

Upon **DANA KAY, INC.**,

by delivering a true copy bearing Index # **08 CV 4781**

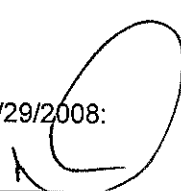
to **Ron Z.**, Managing Agent.

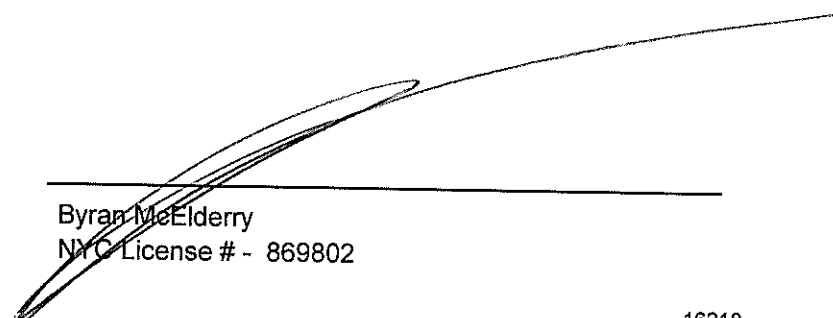
Deponent knew the person so served to be an agent authorized to accept on behalf of the entity to be served.

Deponent describes the person so served to the best of deponent's ability at the time and circumstances of service as follows:

**Sex: Male; Color: Brown; Hair: Black; Approx. Age: 38; Approx. Height: 5'7";**  
**Approx. Weight: 150; Other:**

Sworn to before me on 5/29/2008:

  
\_\_\_\_\_  
Denise Lowe  
Notary Public, State of New York  
No. 01LO6168083  
Qualified in New York County  
Commission Expires 6/4/2011

  
\_\_\_\_\_  
Byran McElderry  
NYC License # - 869802

16218

Attorney/Client: Profeta & Eisenstein  
14th Wall Street, 22nd Floor, New York, NY 10005  
Phone: (212) 577-6500

SERVICE AGENT: National Process Service  
20 Vesey Street, New York, NY 10007-2953  
Phone (212) 349-3776 (110417)